

MINUTES OF REGULAR MEETING  
SUGAR CITY COUNCIL  
THURSDAY, NOVEMBER 14, 2019

Meeting Convened at 6:30 p.m.  
Prayer: Dave Ogden  
Pledge of Allegiance

Present: Mayor David D. Ogden; Clerk-Treasurer Wendy McLaughlin; Councilors Brent Barrus, Sid Purser, Connie Fogle, and Steve Davis; City Building Inspector Cliff Morris; Planning and Zoning Chair Dave Thompson; Citizens Bruce Arnell, Joy Ball, JoAnn Clark, Sarah Littlefield, Barbara Lusk, Davis Morgan, John Morgan, Catherine Nielsen, and Ron Smith.

**MINUTES of 10-24-19:** Mayor Ogden asked if there were any corrections to the minutes of the regular meeting held on Thursday, October 24, 2019. Each councilmember had a copy of the minutes prior to the meeting. It was moved by Councilman Barrus and seconded by Councilwoman Fogle to accept the minutes; motion carried.

**MINUTES of Special Meeting 11-2-19:** Mayor Ogden asked if there were any corrections to the minutes of the special meeting held on Saturday, November 2, 2019. Each councilmember had a copy of the minutes prior to the meeting. It was moved by Councilman Purser and seconded by Councilman Barrus to accept the minutes; motion carried.

**MINUTES of Work Meeting 11-13-19:** Mayor Ogden asked if there were any corrections to the minutes of the work meeting held on Wednesday, November 13, 2019. It was moved by Councilman Davis and seconded by Councilwoman Fogle to accept the minutes; motion carried.

**RECONCILIATION REPORTS:** The council asked general questions to clarify items on the bank statements and financial reports.

Wendy presented the October reconciliation reports for the General Fund. It was moved by Councilman Barrus and seconded by Councilman Davis to accept the October reconciliation reports for the General Fund; motion carried.

Wendy presented the October reconciliation reports for the Utility Fund. It was moved by Councilman Davis and seconded by Councilwoman Fogle to accept the October reconciliation reports for the Utility Fund; motion carried.

Wendy presented the current bills in the amount of \$466,400.33 It was moved by Councilman Barrus and seconded by Councilman Purser to pay the current bills, together with all regular November bills; motion carried.

**CANVASS OF VOTES OF THE GENERAL ELECTION:** City Clerk Wendy McLaughlin reported voting was as follows:

For Mayor	Steve Adams	367
	Dave Ogden	161

For Councilmember (4-year term)	Joy Ball	280
	Brent R. Barrus	220
	Steve Davis	267
	L. Gene Jeppson	238
For Councilmember (2-year term)	Connie Fogle	374
	Clyde Haacke	161
	Catherine Nielsen	242
	DeVerl Stoddard	207

There were a total of 941 registered voters with 530 votes cast, which is 56.3 percent of the electorate.

**MOTION:** It was moved by Councilman Barrus and seconded by Councilman Davis to approve the election results as reported and to proclaim the results as final; motion carried.

**OLD FARM ESTATES DIVISION #2 INFRASTRUCTURE:** The Council accepted Old Farm Estates Division #2 infrastructure. City Engineer Dick Dyer and Public Works Arlynn Jacobson inspected the site and found all the requirements met and updates completed. The city will take over maintenance with an understanding that there is a one year warranty.

**MOTION:** It was moved by Councilman Barrus and seconded by Councilman Davis to accept Old Farm Estates Division #2 infrastructure; motion carried.

**PLANNING AND ZONING (P&Z) COMMISSION REPORT:** Chairman Dave Thompson reported on the following items:

**Preliminary Plat Old Farm Estates Division #4:** Planning and Zoning set a public hearing date for Thursday, December 5, 2019.

**Annexation Highway 33:** No report

**Title 9 Revisions:** No report

**Impact Area Expansion:** No report

**Land Use Schedule:** No report

**TITLE 9 PROPOSED REVISIONS:** The council set a public hearing for the proposed revisions to Planning and Zoning Code Title 9.

**MOTION:** It was moved by Councilman Barrus and seconded by Councilwoman Fogle to set the public hearing for Thursday, December 12, 2019 at 6:30 p.m.; motion carried.

**BACKUP GENERATOR AWARD:** The council awarded the generator purchase to Rod's Diesel who was the lowest bidder.

**RESOLUTION NO. 2019-12 (A Resolution to Award the Purchase of a New Generator for the New Well #5)** – Resolution No. 2019-12 was presented to the council by title only.

**MOTION:** It was moved by Councilman Davis and seconded by Councilwoman Fogle to award the bid to Rod's Diesel. Thereupon the clerk called roll upon the motion:

Those voting aye: Councilors Barrus, Purser, Fogle, and Davis

Those voting nay: None

Thereupon, the mayor declared the motion passed. A copy of said resolution is attached hereto marked "Attachment #1."

**LINDERMAN DAM RESTORATION PROJECT:** The Council authorized the mayor to respond to the United States Bureau of Reclamation stating that the city does not see any significant impact from the proposed restoration project. The project will eliminate the recreational hazards and restore continuity from above to below the Linderman Dam structure while maintaining current river surface elevation improving the physical habitat for Yellowstone Cutthroat trout.

**TRANSIENT SOLICITATION:** The Council approved an ordinance to allow transient solicitation within the city limits. The ordinance provides for a permitting process which will require a background check and permit fees.

Ordinance No. 347\_2019 was introduced by title only by Councilman Barrus entitled:

**"CHANGES TO TITLE 2 AND 3 TO ADD TRANSIENT SOLICITOR BUSINESS LICENSE AUTHORIZATION AND LICENSE PROCESS IN ORDER TO ALLOW CERTAIN TRANSIENT BUSINESS' THE RIGHT TO SOLICIT BUSINESS WITHIN THE CITY LIMITS."**

It was moved by Councilman Barrus and seconded by Councilman Davis to waive reading of the ordinance on three different days and to place it upon its final passage. Thereupon the clerk called roll upon the motion.

Those voting aye: Councilors Barrus, Purser, Fogle, and Davis  
Those voting nay: None

Thereupon, the mayor declared that the motion, having been passed by not less than two-thirds of the council, had been duly carried. It was moved by Councilman Barrus and seconded by Councilman Davis to adopt this ordinance. Thereupon, the clerk called roll upon the motion.

Those voting aye: Councilors Barrus, Purser, Fogle, and Davis  
Those voting nay: None

Ordinance No. 347\_2019 was thereupon declared by the mayor to have been duly passed by not less than two-thirds of the council. The clerk will publish Ordinance No 347\_2019 in summary or full immediately in at least one issue of the *Standard Journal*, a newspaper published in the city of Rexburg, Madison County, Idaho.

**DESIGN REVIEW REVISION ADOPTION:** The Council adopted the proposed Design Review changes by ordinance.

Ordinance No. 348\_2019 was introduced by title only by Councilman Barrus entitled:

**"AN ORDINANCE TO ADOPT CHANGES TO SUGAR CITY CODE, SECTION 8-4: DESIGN REVIEW, FOR THE CITY OF SUGAR CITY."**

It was moved by Councilman Barrus and seconded by Councilwoman Fogle to waive reading of the ordinance on three different days and to place it upon its final passage. Thereupon the clerk called roll upon the motion.

Those voting aye: Councilors Barrus, Purser, Fogle, and Davis

Those voting nay: None

Thereupon, the mayor declared that the motion, having been passed by not less than two-thirds of the council, had been duly carried. It was moved by Councilman Barrus and seconded by Councilman Davis to adopt this ordinance. Thereupon, the clerk called roll upon the motion.

Those voting aye: Councilors Barrus, Purser, Fogle, and Davis

Those voting nay: None

Ordinance No. 348\_2019 was thereupon declared by the mayor to have been duly passed by not less than two-thirds of the council. The clerk will publish Ordinance No 348\_2019 in summary or full immediately in at least one issue of the *Standard Journal*, a newspaper published in the city of Rexburg, Madison County, Idaho.

#### **MAYOR'S REPORTS:**

**AIC Training Meeting Update:** The newly elected council and mayor will attend the training meeting on December 12. The mayor recommends the training.

**ICRMP Training Meeting Update:** The elected council and mayor will also complete the ICRMP online training due by February 1.

**Christmas Dinner Date Set:** The Christmas dinner date is set for Wednesday, December 4, 2019 6:00 p.m.

**Project Help Update:** The mayor reported that he intends to leave the Project Help project to the new mayor since a contract will be involved.

**County Take Over of State Hwy 33:** The County is looking at taking over the maintenance of Highway 33 north of Moody Road through Sugar City to the north exchange to Highway 33 east. The city will require a Memorandum of Understanding from the county.

#### **DEPARTMENT REPORTS:**

**COUNCILMAN BARRUS:** No report

**COUNCILMAN PURSER:** No report

**COUNCILWOMAN FOGLE:**

**LEPC Meeting:** Cancelled

**Sugar City Pavilion:** Connie is ready to move forward on the grant for the pavilion and wants to know that the project would be done within a year.

**COUNCILMAN DAVIS:** No report.

Meeting adjourned at 8:25 p.m.

Signed: \_\_\_\_\_  
Mayor Dave Ogden

Attested: \_\_\_\_\_  
Wendy McLaughlin, Clerk-Treasurer

**The City of Sugar City, Idaho**

**Resolution No.: 2019 - 12**

**"A Resolution to Award a Bid for the Purchase of a New 500 KW Backup Generator, for Use in the New Well #5 Project, to Rod's Diesel and Generator Service, Inc., in the Amount of \$97,500."**

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WHEREAS, the Council of the City of Sugar City, Idaho desires to award a bid for the purchase of a new 500 KW backup generator for the well #5 project, to Rod's Diesel and Generator Service, Inc., which is a part of the new water improvement system that was approved in the Bond election of November of 2017; and

WHEREAS, the three bids obtained for this purchase were opened in the presence of Arlynn Jacobsen, Public Works Director, and the Mayor, and the low bidder was selected; and

WHEREAS, Rod's Diesel and Generator Service, Inc. is the low bidder, and has agreed to the sale;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SUGAR CITY, AS FOLLOWS:

The City Council of the City of Sugar City, Idaho hereby awards the bid for the 500 KW backup generator, as indicated above, to Rod's Diesel and Generator Service, Inc., in the amount of \$97,500., and authorizes the Mayor to make the purchase, and execute any and all documentation for the aforementioned purchase.

PASSED by the Council of the City of Sugar City on this 14<sup>th</sup> day of November, 2019

APPROVED by the Mayor of the City of Sugar City on this 14<sup>th</sup> day of November, 2019.

(SEAL)

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David D. Ogden,  
Mayor

ATTEST:

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Wendy McLaughlin,  
City Clerk - Treasurer